## RECEIVED CENTRAL FAX CENTER

S/N 09/449,204

DEC 0 6 2004

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

DODGE ET AL.

**NOVEMBER 24, 1999** 

Examiner:

FORMAN, B.

Serial No.:

09/449,204

Group Art Unit:

1634

Filed:

. . .

Docket No.:

11669.184USU1

Confirmation No.:

6001

Customer No.:

23552

Title:

PCR ASSAY

CERTIFICATE UNDER 17 CFR L6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S

2004.

By: Keryl U. Name: Sharyl A. Bakerboom

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted after the mailing date of a first Office Action on-the-merits or a first Office Action after filing a Request for Continued Examination under 37 C.F.R. § 1.114 or a CPA under 37 C.F.R. § 1.53(d), but before the mailing date of: i) a final action under 37 C.F.R. § 1.113; ii) a Notice of Allowance under 37 C.F.R. § 1.311; or iii) an action that otherwise closes prosecution on the application. Please charge Deposit Account No. 13-2725 for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

. . . . .

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C. P.O. Box 2903 Minneapolis, Minnesota 55402-0903 (612) 332-5300

Date: December le, 2004

Cottum M Kowalehyk

Katherine M. Kowalehyk

Reg. No. 36,848

KMK:sab

23552

**MERCHANT & GOULD** 

## RECEIVED CENTRAL FAX CENTER

Ø 033/041

DEC 0 6 2004

Sheet 1 of 1

Date Mailed: December 6, 2004

. . . . . .

FORM 1449\* INFORMATION DISCLOSURE STATEMENT

Docket Number: 11669.184USU1 Application Number: 09/449,204

IN AN APPLICATION (Use several sheets if necessary) Applicant: DODGE ET AL.

Filing Date: NOVEMBER

Group Art Unit: 1634

	<del></del>		PATENT DOCUMEN	_	1		
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
	,			<del>  -</del>			
	,		-				_
				<b>+</b>			
		FORE	IGN PATENT DOCUM	IENTS			
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	МÓ
			•				
				_			
	<u> </u>						
	OTHER	DOCUMENTS (	Including Author, Title,	Date, Pertinent F	Pages, Etc.)		
			e Detection Limits of HI Pathol., 122:20-27 (2004)		Jsing Real-Time In	ununo-PCR f	or HIV-1

23552 PATENT TRADEMARK OFFICE

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.

\*Substitute Disclosure Statemer t Form (PTO-1449)

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE